

ORDINANCE NO. O2010-06

AN ORDINANCE OF THE CITY OF WILDWOOD, FLORIDA, AMENDING SECTION 19-30, CITY OF WILDWOOD CODE; PROVIDING FOR APPLICATION OF BASE UTILITY RATES; PROVIDING FOR CONFLICT; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, pursuant to Section 19-30, City of Wildwood Code, and Ordinance numbers 212 and 303, the City of Wildwood City Commission has the authority to collect user rates and fees for utilities; and,

WHEREAS, the City of Wildwood staff has determined that there is a need to clarify when base rates become applicable to customers for water and wastewater service.

NOW THEREFORE, BE IT ORDATED BY THE CITY COMMISSION OF WILDWOOD THAT:

SECTION 1. Section 19-30, City of Wildwood Code, is amended as follows (cross-throughs indicate deletions and underlines indicate additions):

Section 19-30. Rates.

- (a) *User fees.* Charges to users of city water and/or sewer services for such service shall be in such amounts as are set pursuant to this article by schedule duly adopted by the city commission at any regular or special meeting of the commission after due notice thereof by the unusual agenda notice. Such schedule may be adopted and amended by the city commission upon motion duly made, after notice as above, and shall be signed by the mayor and attested by the city clerk. Copies thereof shall be on file in the office of the city clerk, available for inspection by the public during usual business hours. Base rates shall become applicable as follows:

- (1) Single Family Residential: Base rate is assessed for both water and wastewater once meter is set.
- (2) Multi Family Developments: Base rate is assessed for water once meter is set and wastewater once lift station is cleared and permitted to operate. (If tie in is made to existing cleared and permitted lift station, base rate is assessed once meter is set.)
- (3) Commercial Developments: Base rate is assessed for water once meter is set and wastewater once lift station is cleared and permitted to operate. (If tie in is made to existing cleared and permitted lift station, base rate is assessed once meter is set.)

SECTION 2. If any section, subsection, sentence, clause, phrase of this ordinance, or any particular application thereof shall be held invalid by any court, administrative agency, or other body with appropriate jurisdiction, the remaining section, subsection, sentences, clauses, or phrases under application shall not be affected thereby.

SECTION 3. This ordinance shall take effect immediately upon its final adoption by the City Commission

PASSED AND ORDAINED this 22nd day of March, 2010, by the
City Commission of the City of Wildwood, Florida.

SEAL

CITY COMMISSION
CITY OF WILDWOOD, FLORIDA

ATTEST: Joseph Jacobs
Joseph Jacobs, City Clerk

Ed Wolf
Ed Wolf, Mayor

First Reading: 3/12/2010

Second Reading: 3/22/2010

Approved as to form:
Jerry A. Blair
Jerry A. Blair
City Attorney